

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

**MOTION AND ORDER TO DISMISS**

NOW COMES the United States of America, by and through its attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Richard G. Andrews, First Assistant United States Attorney for the District of Delaware, and hereby moves this Honorable Court to dismiss the Indictment as it relates to the defendant in the interest of justice.

COLM F. CONNOLLY  
United States Attorney

BY: Richard G. Andrews  
Richard G. Andrews  
First Assistant United States Attorney

Dated: December 5, 2005

IT IS SO ORDERED this 6th day of December, 2005.

Sue L. Robinson  
Honorable Sue L. Robinson  
Chief Judge, United States District Court